

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK

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ELVIS PENA, on behalf of himself and others similarly  
situated,

Plaintiff,

-against-

LE CIRQUE, INC. and MARCO MACCIONI,

Defendants.

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14 Civ. 7541 (FM)

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the accompanying memorandum of law and annexed materials, Plaintiff, on behalf of himself and all others similarly situated, by his undersigned attorneys, shall move the Court before the Honorable Frank Mass at the United States Court for the Southern District of New York, 500 Pearl Street, New York, New York, on January 21, 2016 at 10:00 a.m., for an order granting final approval of the class action settlement.

Dated: New York, New York  
January 15, 2016

/s/ Joseph Nussbaum  
D. Maimon Kirschenbaum  
Josef Nussbaum  
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*Attorneys for Plaintiff, FLSA Collective Plaintiffs,  
and the Class*